

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-139953-001 DT

10/28/2010

HONORABLE JOSEPH C. WELTY

CLERK OF THE COURT
D. McGraw
Deputy

STATE OF ARIZONA

JESSICA ANN GATTUSO

v.

JOSHUA CRAIG DRAGOO (001)
DOB: 2/25/1983

DANIEL G SHEPERD

APO-SENTENCE IMPRISON-CCC
APPEALS-CCC
AZ DOC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SENTENCE OF IMPRISONMENT

9:52 a.m. This is the time set for Sentencing.

State's Attorney:	Carolyn Robinson
Defendant's Attorney:	Daniel G. Sheperd
Defendant:	Present
Court Reporter:	Lydia Estrada-Gray

Count(s) 2: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 2 Possession or Use of Dangerous Drugs (meth)
Class 4 Felony

A.R.S. § 13-3401, 13-3407, 13-3418, 13-610, 13-901.01(H)(4), 13-701, 13-702, and 13-801

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Date of Offense: July 31, 2010
Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 2: 3 year(s) from October 28, 2010
Presentence Incarceration Credit: 89 day(s)

Slightly Aggravated

IT IS ORDERED the Defendant shall pay through the Clerk of the Superior Court:

FINE: Count 2 - Total amount of \$1,840.00, which includes surcharges of 84%.

Fine is to be paid to the Arizona Drug Enforcement Fund.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforesponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 2 - Waived pursuant to A.R.S. § 13-603(K) and 41-1604.07(D), due to the term of probation in CR2010-115772-001 and CR2010-126283-001.

In the event the Defendant is released by the Department of Corrections on a temporary release basis pursuant to A.R.S. §31-233, and a term of Community Supervision has been waived pursuant to A.R.S. §13-603(K), the length of probation shall be extended to include the time of Defendant's temporary release, pursuant to A.R.S. §13-901(B).

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

IT IS ORDERED granting the Motion To Dismiss the following: Count 1, the allegation of the Defendant's prior felony conviction, and the allegation that the Defendant was on release at the time of this offense.

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IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The presentence investigation report is filed under CR2010-115772-001.

10:13 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

ISSUED: Order of Confinement - Certified Copy to DOC via Certification Desk

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE JOSEPH C. WELTY
JUDGE OF THE SUPERIOR COURT

(right index fingerprint)